

UNPUBLISHED

**UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

No. 18-6537

QUINCY TEEYON KETTER,

Plaintiff - Appellant,

v.

DAVID AARON, Unit Manager, Lanesboro Correctional Institution; FNU
MCLAUGHLIN, Sergeant, Lanesboro Correctional Institution; FNU PARKER,
Sergeant, Lanesboro Correctional Institution; PERT TEAM PRISON
EMERGENCY RESPONSE TEAM, Lanesboro Correctional Institution;
NICHOLAS KEEGAN; TERRY WILLIAMSON; JESSICA MARTIN; JOSHUA
RUSSELL,

Defendants - Appellees.

Appeal from the United States District Court for the Western District of North Carolina,
at Charlotte. Graham C. Mullen, Senior District Judge. (3:14-cv-00619-GCM)

Submitted: October 5, 2018

Decided: October 26, 2018

Before THACKER and HARRIS, Circuit Judges, and HAMILTON, Senior Circuit
Judge.

Affirmed by unpublished per curiam opinion.

Quincy Teeyon Ketter, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Quincy Teeyon Ketter appeals the district court's judgment following a jury trial in Ketter's 42 U.S.C. § 1983 (2012) action. On appeal, we confine our review to the issues raised in Ketter's informal brief. *See* 4th Cir. R. 34(b); *Jackson v. Lightsey*, 775 F.3d 170, 177 (4th Cir. 2014). Ketter bears the burden of including in the record on appeal a transcript of all parts of the proceedings material to the issues raised on appeal. Fed. R. App. P. 10(b); 4th Cir. R. 10(c). Ketter's general allegations fail to demonstrate "a substantial question warranting the production of a transcript at government expense." *Williams v. Ozmint*, 716 F.3d 801, 811 (4th Cir. 2013); *see* 28 U.S.C. § 753(f) (2012). By failing to produce a transcript of either the jury trial or the pretrial motions hearing or to qualify for the production of those transcripts at government expense, Ketter has waived review of the issues on appeal that depend upon the transcript to show error. *See generally* Fed. R. App. P. 10(b)(2); *Keller v. Prince George's Cty.*, 827 F.2d 952, 954 n.1 (4th Cir. 1987). While no transcript is necessary for us to review the district court's grant of partial summary judgment on supervisory liability grounds, we conclude that the jury's verdict renders moot any claim of error on that basis. *See Wilkins v. Montgomery*, 751 F.3d 214, 226 (4th Cir. 2014); *Hinkle v. City of Clarksburg*, 81 F.3d 416, 420-21 (4th Cir. 1996). As no error appears on the record before us, we affirm the district court's order. We deny Ketter's request for appointment of counsel. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

AFFIRMED